

REGULAR CITY COUNCIL MEETING
SEPTEMBER 28, 1987

PRESENT

Ruth Hansen
Craig Greathouse
Don Dafoe
David Church
Gayle Bunker

Mayor
Council Member
Council Member
Council Member
Council Member

ABSENT

Neil Dutson

Council Member

OTHERS PRESENT

Dorothy Jeffery
Richard Waddingham
Doyle Bender
Steve Allred
Virginia Taylor
Roy Barraclough
Chad Barraclough
Ed Cornia
Diane Hill

City Recorder
City Attorney
City Treasurer
Police Officer
City Clerk
City Resident
Boy Scout
Division of Wild Life Resources
City Resident

Mayor Hansen called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Hansen stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

The proposed minutes of a regular City Council meeting held June 22, 1987, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member David Church MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held July 13, 1987, were presented for consideration and approval. The

Council reviewed the minutes briefly and proposed corrections, after which Council Member Gayle Bunker MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a special City Council meeting held July 15, 1987, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member David Church MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held July 27, 1987, were presented for consideration and approval. The Council reviewed the minutes briefly and proposed corrections, after which Council Member Gayle Bunker MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held September 14, 1987, were presented for consideration and approval. The Council reviewed the minutes briefly and proposed corrections, after which Council Member David Church MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Craig Greathouse. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a special City Council meeting held September 17, 1987, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Gayle Bunker MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Gayle Bunker MOVED that the accounts payable be approved for payment as listed in the amount of \$12,240.10, including the bill from Attorney Richard Waddingham in the amount of \$2,648.14 and the bill from the Millard County Building Inspector in the amount of

\$395.50. Milton Harmon's bill in the amount of \$1,144.70 was denied payment at this time. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

OFFICER STEVE ALLRED: PROPOSED FIREARMS FIRING RANGE

Mayor Hansen asked Officer Steve Allred to review the status of the proposed firearms range.

Mr. Allred said that the property to be donated from the Division of Wild Life Resources to Delta City consists of 120 acres, but that property could be reduced to 80 or 40 acres if the City so desires. Mr. Allred recommended that the total 120 acres be accepted from the Division to provide a buffer zone at the proposed firearms range.

Following a brief discussion, Council Member Gayle Bunker MOVED to accept 120 acres from the Division of Wild Life Resources to Delta City to be used as a firearms range, without any money from the City at the present time being budgeted for improvements. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

Mayor Hansen recognized Ed Cornia, Division of Wild Life Resources, and asked him to address the Council.

Mr. Cornia presented a proposed Interlocal Co-Operation Agreement between the Division of Wild Life Resources and Delta City and reviewed it in detail with the Council.

Following discussion, Council Member Don Dafoe MOVED to authorize Mayor Hansen to sign an Interlocal Co-Operation Agreement between the Division of Wild Life Resources and Delta City as presented. The motion was SECONDED by Council Member Craig Greathouse. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

Mayor Hansen then signed the Interlocal Co-Operation Agreement and it was attested by City Recorder Dorothy Jeffery.

ATTORNEY RICHARD WADDINGHAM: ORDINANCE REGARDING RETAIL THEFT

Mayor Hansen asked City Attorney Richard Waddingham to present a proposed ordinance amending Section 13-640-3 of the Revised Ordinances of Delta City regarding Theft, and providing for a new Delta City Ordinance entitled Retail Theft.

Attorney Waddingham presented a proposed ordinance entitled:

ORDINANCE NO. 87-111

AN ORDINANCE AMENDING SECTION 13-640-3 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), AS AMENDED, MAKING TECHNICAL CORRECTIONS TO THE SECTION PROVIDING FOR PROPER EVIDENTIARY PROCEDURE TO SUPPORT AN ACCUSATION OF THEFT; AND ENACTING A NEW SECTION, SECTION 13-640-13 ENTITLED "RETAIL THEFT," DEFINING ACTS CONSTITUTING RETAIL THEFT, ESTABLISHING PROCEDURES FOR THE PROPER EVIDENTIARY PROCEDURES, PROVIDING A PENALTY FOR VIOLATION OF THIS SECTION AND SETTING FORTH THE PROCEDURE FOR REPORTING A VIOLATION OF THIS ACT TO THE STATE BUREAU OF CRIMINAL IDENTIFICATION.

The Council reviewed the proposed ordinance and proposed corrections, after which Council Member Craig Greathouse MOVED to adopt Ordinance No. 87-111 as amended. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a roll call vote. The voting was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member David Church	Yes
Council Member Neil Dutson	Absent
Council Member Gayle Bunker	Yes

Mayor Hansen then signed the ordinance and it was attested by City Recorder Dorothy Jeffery.

ATTORNEY RICHARD WADDINGHAM: ORDINANCE AMENDING D.U.I. ORDINANCE SECTION 11-321.C.1. OF REVISED ORDINANCES

Mayor Hansen asked City Attorney Richard Waddingham to present a proposed ordinance amending Section 11-321.C.1 of the Revised Ordinances of Delta City regarding Driving Under the Influence of Alcohol or Drugs (D.U.I.).

Attorney Waddingham presented a proposed ordinance entitled:

ORDINANCE NO. 87-112

AN ORDINANCE AMENDING SECTION 11-321.C.1. OF THE REVISED ORDINANCES OF DELTA CITY (1981 ED.), AS AMENDED, MAKING TECHNICAL CORRECTIONS TO THE SECTION PROHIBITING DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS AND ESTABLISHING PROCEDURES AND SETTING STANDARDS FOR MINIMUM BLOOD ALCOHOL CONCENTRATION; AND REPEALING SECTION 11-321.C.10. PROVIDING FOR AN IMPLIED CONSENT TO CHEMICAL TESTS UPON A VIOLATION OF THIS SECTION AND

RE-ENACTING SECTION 11-321.C.10 PROVIDING FOR IMPLIED CONSENT TO CHEMICAL TESTS TO DETERMINE THE EXISTENCE OF ALCOHOL OR DRUGS IN A PERSON ARRESTED FOR VIOLATION OF THIS SECTION AND ESTABLISHING PROCEDURAL STANDARDS FOR THE SUSPENSION OR REVOCATION OF A DRIVER'S LICENSE.

The Council reviewed the proposed ordinance, after which Council Member David Church MOVED to adopt Ordinance No. 87-112. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a roll call vote. The voting was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member David Church	Yes
Council Member Neil Dutson	Absent
Council Member Gayle Bunker	Yes

Mayor Hansen then signed the ordinance and it was attested by City Recorder Dorothy Jeffery.

COUNCIL MEMBER CRAIG GREATHOUSE: MILLARD COUNTY FIRE SERVICES DISTRICT AGREEMENT PURSUANT TO INTERLOCAL CO-OPERATION ACT

Mayor Hansen asked Council Member Craig Greathouse to present a proposed Interlocal Co-Operation Act Agreement between the Millard County Fire Service District and Delta City.

Council Member Craig Greathouse presented a proposed Interlocal Co-Operation Act Agreement between the Millard County Fire Service District and Delta City and reviewed it in detail with the Council.

Following discussion of the Agreement, Council Member Don Dafoe MOVED to approve the Interlocal Agreement between the Millard County Fire Service District and Delta City and to instruct Attorney Richard Waddingham to prepare a resolution authorizing the Agreement. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

CITY RECORDER DOROTHY JEFFERY: FIRE DEPARTMENT 1988 BUDGET

Mayor Hansen asked City Recorder Dorothy Jeffery to present a proposed Fire Department Budget for 1988.

Dorothy Jeffery presented a copy of the following Fire Department Budget for Calendar Year 1988 to Mayor Hansen and the City Council:

The budget was reviewed by the Council. There was no Council action taken because the budget had been previously adopted on at a regular City Council meeting on June 22, 1987.

CHAD BARRACLOUGH: PROPOSED EAGLE SCOUT PROJECT

Mayor Hansen recognized Chad Barracclough and asked him to present a proposal to the Council.

Chad Barracclough explained that he is a candidate for an Eagle Scout, Boy Scouts of America, and that he would like to do a community service project to meet the requirements to become an Eagle Scout. Mr. Barracclough proposed a project which would consist of making election notices reminding City residents to vote on October 6 and hanging the notices on every door within the City. Mr. Barracclough then asked for the Council's approval of his project.

Council Members complimented Chad Barracclough on his Eagle project, after which Council Member David Church MOVED to approve Mr. Barracclough's Eagle project. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

OTHER BUSINESS

Council Members mentioned several chuck holes and rocks in City streets and intersections that are in need of repair.

Council Member David Church complimented the City Road Crew for the fine work they are doing.

Mayor Hansen asked if there were any further comments or questions or items to be discussed. There being none, Council Member David Church MOVED to adjourn. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously. Mayor Hansen declared the meeting adjourned at 8:45 p.m.


RUTH HANSEN, Mayor

DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 10-13-87